

House File 391 - Introduced

HOUSE FILE 391

BY DAWSON

A BILL FOR

1 An Act relating to the basis for the adjustment of a child
2 support obligation based on the outcome of a child support
3 obligation review.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. REVIEW AND ADJUSTMENT OF CHILD SUPPORT
2 ORDERS. The department of human services shall adopt rules
3 pursuant to chapter 17A to provide that procedures to adjust a
4 child support obligation following a periodic or request for
5 review shall be initiated if, with reference to the variance
6 of the present child support obligation from the child support
7 guidelines, the present child support obligation varies from
8 the child support guidelines by more than fifteen percent.

9 EXPLANATION

10 The inclusion of this explanation does not constitute agreement with
11 the explanation's substance by the members of the general assembly.

12 This bill directs the department of human services (DHS) to
13 adopt rules relating to initiation of procedures to adjust a
14 child support obligation based on the outcome of the review
15 process. Current rules adopted under Code chapters 252B (child
16 support recovery) and 252H (adjustment and modification of
17 support orders) provide that one of the criterion for adjusting
18 a child support obligation, following a periodic review or a
19 request for review of a child support obligation, is that based
20 on the review outcome the present child support obligation
21 varies from the Iowa supreme court mandatory child support
22 guidelines by more than 20 percent. The bill directs DHS to
23 adopt rules to change the percentage to 15 percent.